

RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP: \_\_\_\_\_

32692

Customer Number

Patent  
Case No.: 59494US002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: COGGIO, WILLIAM D.

Application No.: 10/748739

Confirmation No.: 7526

Filed: December 30, 2003

Title: STAIN RESISTANT GROUT

RESPONSE UNDER 37 CFR § 1.116

DUE DATE(S) \_\_\_\_\_

ATTORNEY RHJ

DOCKETED \_\_\_\_\_

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

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September 14, 2007 Joyce M. Courtney  
Date Signed by: Joyce M. Courtney

Dear Sir:

INTRODUCTION

This is in response to the outstanding Office Action, dated March 14, 2007, in the above-identified application wherein claims 1-5 were rejected under 35 U.S.C. § 103 over U.S. Patent No. 5,569,696 (Abramson et al.) in view of PCT Application No. 2003/082,997 (Fan PCT) which corresponds to U.S. Patent No. 6,646,088 (Fan et al.); claims 1-5 were rejected for obviousness-type double patenting over claims 1-34 of U.S. Patent No. 6,646,088 (Fan et al.); and claims 1-5 were provisionally rejected for obviousness-type double patenting over claims 24-27 of copending U.S. Application No. 10/957,355. The action was made final.

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FEES

- ☐ Any required fee will be made at the time of submission via EFS-Web. In the event fees are not or cannot be paid at the time of EFS-Web submission, please charge any fees under 37 CFR §1.17 which may be required to Deposit Account No. 13-3723.
- ☒ Please charge any fees under 37 CFR §§1.16 and 1.17 which may be required to Deposit Account No. 13-3723. (One copy of this sheet marked duplicate is enclosed.)
- ☒ Please charge any additional fees associated with the prosecution of this application to Deposit Account No. 13-3723. This authorization includes the fee for any necessary extension of time under 37 CFR §1.136(a). To the extent any such extension should become necessary, it is hereby requested.
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